

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** Chair Jim Shockley, on March 16, 2011 at 3:00 PM, in Room 335 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Jim Shockley, Chairman (R)  
Sen. Ron Arthun, Vice Chairman (R)  
Sen. Joe Balyeat (R)  
Sen. Anders Blewett (D)  
Sen. Carmine Mowbray (R)  
Sen. Jonathan Windy Boy (D)

**Members Excused:** Sen. Larry Jent (D)  
Sen. Llew Jones (R)

**Members Absent:** None

**Staff Present:** Nadine Spencer, Committee Secretary  
Dave Bohyer, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 306, 3/2/2011; HB 528, 3/9/2011; HB 116, 3/11/2011; HB 77, 3/11/2011; HB 122, 3/11/2011

**HEARING ON HB 306**

**Opening Statement by Sponsor:**

00:00:05 Rep. Tom Berry (R), HD 45, opened the hearing on HB 306, Eliminate requirement for notary public to keep and maintain a journal.

00:00:10 Sen. Blewett left the hearing

**Proponents' Testimony:**

00:03:22 Bruce Spencer, State Bar of Montana and Montana Automobile Dealers Association (MTADA)

[EXHIBIT\(sts59a01\)](#)

00:07:41 Aimee Grmoljez, Montana Bankers Association (MBA)

00:08:35 Sheryl Wood, Montana Association of Counties (MACo)

00:10:04 John Ostlund, Yellowstone County Commissioner

00:10:18 Steve Yeakel, Montana Independent Bankers (MIB)

**Opponents' Testimony:**

00:10:52 Lori Hamm, Montana Secretary of State's Office

[EXHIBIT\(sts59a02\)](#)

[EXHIBIT\(sts59a03\)](#)

00:20:24 George H. Waring

[EXHIBIT\(sts59a04\)](#)

00:22:11 Mary Kay Craig

[EXHIBIT\(sts59a05\)](#)

00:24:02 Debra Kelly, Sky Federal Credit Union

[EXHIBIT\(sts59a06\)](#)

00:24:47 Michael Robinson, National Notary Association

[EXHIBIT\(sts59a07\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:28:26 Sen. Balyeat

00:28:59 Debra Kelly

00:29:42 Mary Kay Craig

00:29:45 Sen. Balyeat

00:30:26 Mary Kay Craig

00:31:23 Sen. Balyeat

00:33:32 George Waring

00:33:51 Sen. Mowbray

00:35:10 Debra Kelly

00:35:30 Sen. Windy Boy

00:36:02 Lori Hamm

00:36:45 Sen. Windy Boy

00:37:18 Bruce Spencer  
00:37:38 Sen. Windy Boy  
00:37:49 Lori Hamm  
00:38:27 Chairman Shockley  
00:38:47 Lori Hamm

**Closing by Sponsor:**

00:39:29 Rep. Berry

**HEARING ON HB 528**

**Opening Statement by Sponsor:**

00:41:38 Rep. Frank Smith (D), HD 31, opened the hearing on HB 528, Revise laws regarding cowboy hall of fame.

**Proponents' Testimony:**

00:42:37 Ariel Overstreet, Montana Cowboy Hall of Fame  
00:45:07 Aaron Lyles, Montana Cowboy Hall of Fame  
00:47:31 E. J. Redding

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:48:14 Rep. Smith

**HEARING ON HB 77**

**Opening Statement by Sponsor:**

00:48:51 Rep. Carolyn Pease-Lopez (D), HD 42, opened the hearing on HB 77, Eliminate the publishing policy committee.

**Proponents' Testimony:**

00:50:09 Marvin Eicholtz, Department of Administration (DOA), General Services Division

**Opponents' Testimony:** None

**Informational Testimony:**

00:52:10 Kori Minchler, Legislative Audit Division

**Questions from Committee Members and Responses:**

00:52:47 Sen. Windy Boy  
00:53:13 Kori Minchler, LAD  
00:53:52 Sen. Mowbrey  
00:54:10 Kori Minchler  
00:54:57 Sen. Mowbray  
00:55:15 Marvin Eicholtz, DOA

**Closing by Sponsor:**

00:56:37 Rep. Pease-Lopez

**HEARING ON HB 122**

**Opening Statement by Sponsor:**

00:56:57 Rep. Sue Malek (D), HD 98, opened the hearing on HB 122, Provide for benefit and funding changes to public employees retirement system.

[EXHIBIT\(sts59a08\)](#)

[EXHIBIT\(sts59a09\)](#)

**Proponents' Testimony:**

01:05:42 Tom Schneider, Montana Public Employees Retirement Association (MPERA)  
01:08:03 Mike O'Connor, Montana Public Employees Retirement Association (MPERA)  
01:12:56 Chairman Shockley left the hearing.  
01:14:27 Diane Fladmo, MEA-MFT  
01:15:24 Jessie Luther, Association of Montana Retired Public Employees (AMRPE)

**Opponents' Testimony:**

01:16:18 Mark Murphy, Montana County Attorneys Association (MCAA)

**Informational Testimony:**

01:21:57 Sheryl Wood, MACo

**Questions from Committee Members and Responses:**

01:25:01 Sen. Balyeat  
01:28:00 Mark Murphy, MCAA  
01:29:00 Sen. Balyeat  
01:30:48 Mike O'Connor, MPERA  
01:30:55 Sen. Balyeat  
01:31:25 Diane Fladmo, MEA-MFT

**Closing by Sponsor:**

01:32:06 Rep. Malek

**Discussion:**

01:36:22 Dave Boyer, LSD

**HEARING ON HB 116**

**Opening Statement by Sponsor:**

01:37:27 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 116, Tighten actuarial controls to improve actuarial funding of Teachers Retirement.

**Proponents' Testimony:**

01:43:16 David Senn, Teachers' Retirement System (TRS)

**EXHIBIT**(sts59a10)

01:50:37 Diane Fladmo, MEA-MFT

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:51:04 Sen. Balyeat

01:55:05 David Senn, TRS

01:55:22 Sen. Balyeat

01:55:39 Sen. Arthun

01:55:57 David Senn

01:56:36 Sen. Balyeat

01:56:55 David Senn

01:57:04 Sen. Balyeat

01:57:18 Melanie Symons, Montana Public Employees Retirement Association (MPERA)

01:58:14 Sen. Arthun

01:59:19 David Senn

01:59:32 Sen. Balyeat

01:59:50 Rep. Ingraham

01:59:58 Sen. Balyeat

02:00:06 Sen. Arthun

02:00:24 Sen. Balyeat

**Closing by Sponsor:**

02:00:56 Rep. Ingraham

**ADJOURNMENT**

Adjournment: 5:15 P.M.

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Nadine Spencer, Secretary

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Additional Documents:

**EXHIBIT([sts59aad.pdf](#))**